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18 CHARLES DAVIDSON and CD & PWS)
ENTERPRISES, INC.,)
19 Plaintiffs,)
20 vs.)
21 CONOCOPHILLIPS COMPANY and)
DOES 1 through 100,)
22 Defendants.)
23 _____)
Case No. C 08-01756 BZ
**STIPULATION AND [PROPOSED]
ORDER RE SUMMARY JUDGMENT
HEARINGS**
Judge: Hon. Bernard Zimmerman

1 **STIPULATION BY THE PARTIES:**

2 The parties have filed cross-motions for summary judgment and/or partial summary
3 judgment. (Docket Nos. 37, 46). Plaintiffs' and Defendant's motions are set for hearing on
4 June 24, 2009, and July 1, 2009, respectively. The motions address many identical and similar
5 issues, and therefore it may be appropriate for the Court to hear both motions at the same time.
6 Accordingly, the parties hereby STIPULATE that Plaintiffs' motion be rescheduled for hearing
7 on July 1, 2009, at 10:00 a.m. The parties further STIPULATE that Plaintiffs' time to file and
8 serve their reply in support of their motion shall be extended to June 15, 2009. This stipulation
9 shall not otherwise affect the briefing schedule. Thus, the following deadlines shall apply:

10 June 10, 2009: Plaintiffs' last day to file opposition to Defendant's motion for
11 summary judgment
12 June 15, 2009: Plaintiffs' last day to file reply in support of Plaintiffs' motion
13 for partial summary judgment
14 June 17, 2009: Defendant's last day to file reply in support of Defendant's
15 motion for summary judgment
16 July 1, 2009: Hearing on both motions for summary judgment

16 **SO STIPULATED.**

17 Dated: June 8, 2009

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24 By: /s/ Adam Friedenberg
25 Attorneys for Defendant
26 ConocoPhillips Company

27 Dated: June 8, 2009

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32 By: /s/ Anthony J. Sperber
33 Attorneys for Plaintiffs Charles Davidson
34 and CD & PWS Enterprises, Inc.

ORDER

2 For good cause shown, the Court hereby adopts the above schedule as its ORDER.

4 Dated: June 8, 2009

Bernard Zimmerman
Bernard Zimmerman
United States Magistrate Judge